

**Notice of Allowability**

Application No.

10/635,418

Examiner

Steven S. Paik

Applicant(s)

JUSAS ET AL.

Art Unit

2876

**-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--**

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to the After Final Amendment filed February 2, 2006.
2. ☒ The allowed claim(s) is/are 11-54.
3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some\* c) ☐ None of the:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

\* Certified copies not received: \_\_\_\_\_.


Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

**THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.**

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
- (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
- 1) ☐ hereto or 2) ☐ to Paper No./Mail Date \_\_\_\_\_.
- (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date \_\_\_\_\_.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

**Attachment(s)**

1. ☐ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☐ Information Disclosure Statements (PTO-1449 or PTO/SB/08),  
Paper No./Mail Date \_\_\_\_\_
4. ☐ Examiner's Comment Regarding Requirement for Deposit  
of Biological Material
5. ☐ Notice of Informal Patent Application (PTO-152)
6. ☒ Interview Summary (PTO-413),  
Paper No./Mail Date 2/21/06.
7. ☒ Examiner's Amendment/Comment
8. ☒ Examiner's Statement of Reasons for Allowance
9. ☐ Other \_\_\_\_\_.

  
Steven S. Paik  
Primary Examiner  
Art Unit: 2876

**DETAILED ACTION**

***Response to Amendment***

1. Receipt is acknowledged of the Amendment filed February 02, 2006.

**EXAMINER'S AMENDMENT**

2. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Mr. Leo G. Lenna on February 21, 2006.

The application has been amended as follows:

**IN THE CLAIMS:**

1-10. (Cancelled)

11. (Presently Amended) An RFID encoding/verifying apparatus comprising:

- a platform for positioning RFID containing stock including barcodes upon;
- a feeder positioned on said platform for advancing said RFID containing stock;
- a motor in communication with said feeder for advancing said RFID containing stock a predetermined distance when activated;
- an RFID read/write unit comprising at least one antenna with read/write capability for transmitting information to said RFID containing stock as said RFID containing stock is advanced past said RFID read/write unit;

Art Unit: 2876

- at least one antenna with read/write capability for transmitting information to RFID containing stock as said RFID containing stock is advanced past said at least one antenna;

-at least one barcode reader positioned on said platform so as to read information from said RFID containing stock as said RFID containing stock is advanced passed said barcode reader and wherein the at least one barcode reader is in communication with said a processor and said barcode reader reads said barcodes on said RFID containing stock and sends information to said processor to be verified;

-a said processor in communication with said motor and said RFID read/write unit, said processor controlling the advancing of said motor and the transmission of data to and from said RFID read/write unit;

- a radio frequency driver in communication with said processor, said radio frequency driver configured so as to send signals to said RFID read/write unit for transmission to said RFID containing stock; and

a marking unit in communication with said processor wherein said marking unit perforates designs in said RFID containing stock when activated.

35. (Presently Amended) An RFID encoding/verifying apparatus comprising:

- a platform for positioning RFID containing stock upon;
- a feeder positioned on said platform for advancing said RFID containing stock;
- a motor in communication with said feeder for advancing said RFID containing stock a predetermined distance when activated;

Art Unit: 2876

- an RFID read/write unit comprising at least one antenna with read/write capability for transmitting information to said RFID containing stock as said RFID containing stock is advanced past said RFID read/write unit;
- a processor in communication with said motor and said RFID read/write unit, said processor controlling the advancing of said motor and the transmission of data to and from said RFID read/write unit;
- a marking unit in communication with said processor whereby said marking unit perforates said RFID containing stock when activated; and
- a said feeder attached to an adjustable track wherein said feeder can be adjusted to accommodate RFID containing stock of various widths.

***Allowable Subject Matter***

3. Claims 11-54 are allowed.

The following is an examiner's statement of reasons for allowance: none of the cited prior arts, taken alone or in combination, discloses or fairly suggests the claimed RFID encoding/verifying apparatus comprising, among other things, a marking unit perforates designs in the RFID containing stock when activated and a feeder attached to an adjustable track so the feeder can be adjusted to accommodate RFID containing stock of various width. After further search and thorough examination of the present application and in view of the Applicant's arguments and amendments, claims 11-54 are found to be in condition for allowance over the prior art made of record.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably

Art Unit: 2876


accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

***Conclusion***

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Steven S. Paik whose telephone number is 571-272-2404. The examiner can normally be reached on Monday - Friday 5:30a-2:00p (Maxi-Flex\*).

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Michael G. Lee can be reached on 571-272-2398. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

  
Steven S. Paik  
Primary Examiner  
Art Unit 2876

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